## RABBI AND DAUGHTER

Were Tardy in Obeying District Court Summons.

TRIAL OF TETTLEBAUM

COURT REFUSES TO DISMISS THE CASE.

Judge Stewart yesterday denied the motion of District Attorney Eichner to dismiss the information against Joseph Tittlebnum, charged with committing a felony with Leah Rabinovitz, The motion was based upon the plea that the evidence was insufficient to convict the accused. In denying the motion to dismiss, the court expressed the belief that the ends of justice would be better subserved by having the case 20, as desired by the county attorney and his assistant, who do not favor a

The co-respondent in the case and her father, Rabbi Moses Rabinovitz, were subpoensed to attend court in the morning to give testimony upon the motion, but they failed to appear and an attachment for trem was issued and placed in the hands or Balliff Arnup for service. Court took a recess till 11 o'clock to enable the bailiff to locate the defaulting witnesses, but before Arnup returned Rabinovitz and his daughter appeared. The co-respondent in the case and he

faughter appeared.

When asked why he should not be punished for contempt in faiting to promptly obey the subpoena Rabinovitz promptly obey the subpoena Rabinovitz said to Judge Stewart it was still 10 clock by his watch, and Miss Rabinovitz answered that she had been too busy at home to come to court writer. Judge Stewart promptly fined the old man \$10 and his daughter \$6 and committed them to the sheriffs custody until the fines were paid. The fines were paid and they were released. After this incident was disposed of James F. Smith, acting assistant coun-James F. Smith, acting assistant county attorney, testified that Miss Rabinovitz did not tell the same story on the witness stand at the preliminary bearing as she did in the county ats office before the complaint was issued. It was this that convinced the district attorney that Miss Rabinovitz was attempting to conceal the truth so as to shield Tittlebaum, and the testimony of Rabinovitz and his daughter partly upheld the district attorney's contention. The Rabinovitzes, who in-tended returning to Pennsylvania in a few days, were served with subpoenas to attend the trial on May 20 as wit-

INSURANCE CASE DECIDED.

Supreme Court Affirms Judgment on a Conway Policy.

An opinion was rendered by the supreme court yesterday in the case of Celia Osborne, respondent, vs. the Phoenix insurance company, affirming the judgment and verdict of the Third district court in awarding plaintift \$560 on an insurance policy of \$70, the loss under which defendant company refused to pay, because, as claimed, an additional policy was taken out on the property destroyed without the Phoecompany's consent and contrary to expressed terms of the original

the expressed terms of the original policy.

The plaintiff proved a cash loss of \$1,400 on her home in the northeastern part of the city, and from the verdict the defendant company appealed, on the grounds that plaintiff did not allege the amount of actual loss and that the court erred in refusing to instruct the jury in accordance with defendant's request. The supreme court opinion holds that there was no reversible error in the record, and as to the contention, that plaintiff was estopped from recovering her loss because of violation of the policy contract, the violation of the policy contract. The opinion finds from the evidence that P. J. Conway, the company's agent, had actual notice of additional insurance being written on the property up to its

The opinion was written by Justice Baskin and concurred in by Justice Barten and District Judge Hart.

APPEAL DISMISSED

No Appeal Can be Taken From an Intermediate Judgment.

An opinion dismissing the appeal in the case of A. Milton Musser, appelthe case of A. Alliton Musser, appel-fant, vs. I. W. Edmunds, administrator of the estate of Josiah H. E. Webster, deceased, and George Q. Cannon & Sons company, was delivered yesterday in the supreme court by Justice Bas-kin and concurred in by Justice Bartch and district Judge Hart. The action and istrict Judge Hart. The action was brought for an accounting under a partnership, a judgment for the amount found to be due, an injunction to prevent Webster from paying out money and for a receiver, but in the lower court the decision was only as to the accounting, it being held that plaintiff was entitled to such but by reason of Webster's death the amount due plaintiff could not be ascertained, because only he in his lifecertained, because only he in his life-time had possession of the account books and their whereabouts could not be learned when the case came to trial

Without taking any further steps in Without taking any further steps in respect to the accounting, the plainting appealed, but the respondents moved to discuss the appeal, on the ground that the judgment appealed from is not final, and therefore an appeal is not in order. In line with previous decisions, the supreme court held with respondent's contention.

New Suit Against Short Line. New Suit Against Short Line.

John Anderson administrator of the estate of August M. Engquist, deceased, yesterday filed a new suit in the district court against the Oregon Short Line Sathread company to recover demages in the sum of \$10,000 for the death of decedent on the track of the defendant company's road at the public highway crossing near the Germania smelter, while Engquist was engaged in wheeling ashes from the smelter. Negligence on the part of the railroad company's employees is alleged. The action was filed once before, but was dismissed last November before the question of damages was tried on its merits. tried on its merits.

Suits Filed. The Highland Boy Gold Mining company was made defendant yesterday in an action instituted in the district court by James McLaughlin to recover damages in the sum of \$1,999 for personal injuries received by a rave-in in an aheged unsafe stope in defendant company's, mine on Sch. II. The plahaliff had worked only two hours in the mine when the accident happened. Mary Hannah Sorenson is suing the South Jordan Canal company in the district court to collect \$200 for damages by reason of the construction of a part of the canal through her farm this spring without permission.

The Utah Nursery company is suing Thomas Heelis in the district court to collect \$400, balance rileged to be due on a contract for the furnished to defendant at Santaquis.

Probate Decree Mooified.

Judge Hall vesterCay modified his orler of Sacuroly by directing clerical inneudne, is made to the decrees of distribution in the estates of Salon Foster and Sarah D. Foster, deceased by interlineation, by directing that amended decrees be recorded by the county recorder. The court has juris-The Highland Boy Gold Mining company was made defendant yesterday in an action instituted in the district court by James McLaughlin to recover damages in the sum of \$1,998 for personal injuries received by a cave-in in an ableged unsafe stope in defendant compacy's mine on Feb. II. The platatiff had worked only two hours in the mine when the accident happened.

District Court Orders. Laura A. Snedaker vs. Elizabeti, S. Playter, administratrix, et al. D. S. Truman appointed guardian ad litem for minor derectants, Carrie Playter and Philip Playter.

C. F. Loofbourow et al. vs. Joanne W. W. Hicks et al. vs. Joanne M. W. Hicks et al. vs. Joanne M. W. Hicks et al. vs. Joanne of dis. W. W. Hicks et al.; judgment of dis-missal of plaintiffs' complaint at their

Fred N. Bertholf vs. Jeremiah Schenck; judgment for plaintiff on de-fendant's default for \$800.91 and costs. Collins' Case Postponed.

The hearing on the district attorney's motion to release Myrtle Collins on her own recognizance during her good behavior, was continued till Saturday morning,

Damage Case Dismissed. The damage suit of George Hardie against the United States Mining company was settled out of court and dismissed in the federal court yesterday.

MARYSVALE WANTS A DOCTOR

go to trial and ordered it set for May BADLY SCARED BY CASE OF SMALLPOX.

> Young Man Caught It While at Conference and Was Treated by a Druggist.

The people of Marysvale are greatly tirred over the smallpox situation. An appeal was made to the state board of health yesterday for help, but a report made to Secretary Beatty indiorted that the situation was not so serious as some of the residents seem to think. Dr. H. F. Andrews went down to Maryswale to make an inves-tigation for the state board, and he reported only one well developed case, although another was reported by wire

yesterday,
Dr. Andrews' report says that a
young man named 'akesiey, unvaccinated, has the diseas. He developed
the case while in Sait Lake attending conference, went to a drug store and was given "blood medicine" for it. Dr. Andrews recommends that the druggist be prosecuted for prescribing in the case, as the failure to diagnose it properly was the cause for the exposure of a large number of people in Marys-vale to the disease. After mingling with the people at Marysvale for some days, Blakesley went up the canyon to a cabin near the Dalton mill, where

to a cabin hear the Dalton mill, where he is now quarantined.

Ninety per cent of the population of Marysvale has been vaccinated, according to Dr. Lyon of that place, and in 89 per cent of the cases the vaccination has taken.

Dr. Andrews has left Marysvale, haven a completed his investigation. ing completed his investigation. Dr. Beatty, as scoretary of the board of health, received the following telegram yesterday:

"Dr. T. B. Beatty, Salt Lake: "Dr. T. B. Beatty, Sait Lake:

"New case of smallpox foday, Quarantine doctor left town with family for indefinite time. Many exposures. We consider it your duty to send a competent physician here at once."

"GEORGE S. SMITH."

Dr. Beatty wired a reply to the effect that it is not the duty of the state to furnish medical attendance or quarantine officers, out that it is the duty of the town or county.

Five new cases of smallpox were re-

Five new cases of smallpox were reported from Pays in yesterday.

ANOTHER M'MILLAN CASE. Little Son of the Legislator Hes the Smallpox.

Another son of Representative Wil-Another son of Representative William McMillan, the author of the anti-vaccination law, is stricken with small-pox, notwithstanding that the head of the house has been strenously endeavoring to ward off the contagion by opious disinfection of the quarenthed home, at 342 North Fifth West street. The latest violing in the family is Kyle McMillan, aged 4 years. lian, aged 4 years.

The other new cases of smallpox re-ported to the health department yes-terday are those of Charles J. Trump, his wife, young son and daughter, re-siding at the rear of 450 South Eighth East street, and Ernest Oliver, aged 4 years, at 714 West Fourth North street.

HALF RATES TO SALT LAKE CITY

Christian Endeavor-Sunday School Convention. Via the Oregon Short Line from all points in Utah. For full particulars as to selling dates etc., call on Oregon Short Line agents. All tickets good returning until May 2.

SERMON ON MORMONS.

Wildman Murphy Says They Are Better Than Their Religion.

(Denver Republican.) Wildman Murphy, who has been in Utah for some time for his health, preached last night at the South Broadway Christian church on "The Mormons." His text was, "The Woman and the Serpent in the Gar-

den."
Mr. Murphy, while in Selt Lake City, Mr. Murphy, while in Salt Lake City, was secretary of the Y. M. C. A., and had ample opportunities of investigating the Mormon religion. He maintained last night that the Mormon people were far better than their religion, though they are probably the only people he knew who were better than the religion they professed. The preacher gave anecdotes illustrating some of the political methods of the Mormon church, and consistently discussed the church from the standpoint of an orthodox chaisten.

CHEW FOOD

Chewing Preserves the Teeth and Helps Digestion.

The finest specimens of teeth are seen in animals and human beings who chew the food thoroughly.

Dentists agree that teeth must be used to properly preserve them, and therefore they urge people to chew their food thoroughly, but the nervous, hurried manner of eating is altogather too common among people, and when fed on soft mushes they are liable to swallow the food without chewing.

diction over the court records to have them amended by interlineation, but the authority to require the county recorder to change his records in such manner is lacking.

Third South From State to West Temple.

COUNCIL TAKES ACTION

The paving and curbing of Third South street from State to West Temple 1. now assured. Last evening the time expired when protests from abuting property owners against the improvement could be made, and Recorder Nystrom officially informed the city council that no protests whatever had been filed. The announcement was received with satisfaction by the council, and without dissent a motion was adopted directing the city attorney to draw an ordinance levying a special tax of \$14 a front foot on the property abutting the street to be paved, instructing the city treasurer to submit a plat and assessment list and fixinf the council meeting on May 7 for the council to \$1 as a board of equalization on the assessment.

When the ordinance levying the tax of the tory of the property and the street to be paved. The council meeting on May 7 for the council to \$1 as a board of equalization on the assessment.

adopted directing the city attorney to draw an ordinance levying a special tax of \$14 a front foot on the property abutting the street to be paved. instructing the city treasurer to submit a plat and assessment list and fixinfi the council meeting on May 7 for the council to sit as a board of equalization on the assessment.

When the ordinance levying the tax, which will be payable this year, is passed and one also confirming the assessment is enacted, it will be in order for the board of public works to advertise for bids and prepare to let the contract for the work. The paving will be of asphalt and stone blocks and the curbing standard, as in the district already paved. The cost, exclusive of the share to be borne by the street car company, will, it is estimated, be \$36,960, or \$14 per front foot. The three intersections are already paved and the only cost to the municipality will be the expense of half the grading.

The board of public works recommended that Frank Gowan of the engingering department, be confirmed as the inspector of all contract work for

public works.

The city engineer's partial estimate in favor of P. J. Moran on account of contract for sundry water pipe extensions, aggregating \$515.41, was approved, on recommendation of the board of public works. Leasing Public Land.

The following actions, recommended by the committee on public grounds, were concurred in:

Recommending that Carl Elvers be granted a five years' lease to prospect for and nine coal near Ensign peak, on such terms as the city attorney shall incorporate in a contract to be submitted to the council.

That A. B. Marzeits be granted a mitted to the council.

That A. B. Margetts be granted a five years' lease of a tract of land northeast of the city on which to quarry building rock at a yearly rental of \$50

April 2 Mrs. Pres.

The current number of Durk Review that the fair association may heart and countries from the contract for principal of the collections and the collections rather a the lowest bidder, Fernstrom urged that the question of printing be referred to the finance committee, in support of his motion to refer. Fernstrom declared that the city anditor's financial report for the year is so ambiguous that no man could make anything intelligible out of it, and he believed it would not be creditable to the municipality to have such a report go out. His motion to refer was lost, but Fernstrom took advantage of the rule to have action on the committee's recommendation deferred for a week. Subsequently, however, he withdrew his objections, by consent of his second, and the printing contract was let as recommended by the enrollment committee.

Saturday's Half Holiday. A resolution by Robertson was adopted, reciting that business is practically suspended Saturday afternoons, and that no public interest will suffer by closing such offices at these times, and directing that the city offices be closed at moon on Saturday, commencing April 27, and continuing until further order from the council.

Superlistendent Condie's recommendation that the salary of the politax clerk in the council of the politax clerk in the council of the politax clerk. Superintendent Condie's recommendation that the salary of the politax clerk be increased from \$60 to \$75 was referred to the committees on streets and finance. In this connection the committees on police, five and finance were directed to report on the mayor's recommendation to increase the salaries of policemen and firemen.

Supervisor Condie requested authority to purchase a reversible road police.

Supervisor Condie requested authority to purchase a reversible road roller at a cost of \$225. The matter was referred to the committee on streets. Chief Hilton's appointment of John D. Brown as patrolman at Liberty park for the season was confirmed. Hewlett's vote for confirmation was en condition. that the policeman would use a bloycle.
A numerously signed petition demanded that the Niath South street canal be cleaned perfore the flood waters canal be cleaned perore the flood waters and hot weather come. The petition set up that the canal is in a most filthy condition, recking with dead animals from which diseases worse than small-pox are liable to arise." The matter was referred to the street supervisor to report the cost of cleaning the big ditch.

ditch."
A resolution by Canning, directing that the stagmant water on West Fifth South street and Seventh and Eighth West be thruled into the old sewer, was referred to the committee on sewer-

Real Estate Transfers. Real Estate 1.

Villace J. Higgs, Leni, to H. A. Hull, 75x25 rods southeast from 25 rods east of northwest corner for 5, block 11, plat F. Strom, part of lot 6, block 21, plat 15 part of lot 6, block 21, plat 15. strom, part of lot 6, block 25, plat E.

Joseph Lerwill to N. G. Jarrard, one-fourth interest in J. Gould No. 3 lode, West mountain
William B. Sprague to American Smelting & Relining company, Century Placer, Hot Springs.
E. J. Harness to C. M. Eberly, lots ill and 52 block 6, Highland park.
Daniel H. Cook to Q. D. Cook lots is and 16, block 10, Porest Dale.
S. Hays et ux. to Caroline Johnson, parcel Bingham canyon
Prank A. Grant to Western Logn & Savings company, Switz feet by 3 block 25, blat G.
Sait Lake City to Pred E. Sharkey, east half of lot 1, block 2, plat J.
Joseph E. Gary et al. to United States Mining company, Northern Light lode, etc., West mountain... 40,

NEW WHOLESALE GROCERY FIRM

GERSTLE - KORUPKAT COMPANY TO START BUSINESS.

Ten-Year Lease Secured on Main Street Property-Work on Telephone Extensions.

Salt Lake is to have a new wholesale and retail grocery firm. The men who are to establish the new house SPECIAL TAX LEVIED ON PROP- are Edward Korupkat of Sait Lake and Max Gerstle, a capitalist of Denver. The name of the company will be the Gerstle-Korupkat Grocery company, and \$100,000 will be invested in the busi-

company is pushing its extensions and improvements with vigor. The gang at work on the direct line from Salt Lake to Nephi has reached Springville and will finish in a week. The work of faying an additional line from Salt Lake to Stockton has been completed as far as Grantsville; the Park City line has been finished as far as Gorgoza on the other side of the summit; the Blackfoot (Ida.) exchange was opened on the lith inst, with twenty-eight subscribers; the 'Gold Belt' line from Mountain Home to Hailey has been started and will be run through to mended that Frank Gowan of the engineering department, be confirmed as the inspector of all contract work for laying sewer and water pipe extensions. It was stated that Gowan is the best qualified of any of the inspectors here-tofore employed, and the appointment was confirmed by unanimous vote.

Several petitions for extension of sewer and water pipe laterals were granted on recommendation of the committees on waterworks and sewers, the work to be paid for by the abutting property owners and under contract. sewer and water pipe laterals were granted on recommendation of the committees on waterworks and sewers, the work to be paid for by the abutting two wires from Dillon to Butte. Mont. The company will also issue in a few days a new rate for Salt Lake, bublic works.

PURCHASE OF BONDS.

Three Hundred Dollars. By a neat little turn Simon Bamberger, the chairman of the finance committee of the board of education, has just saved Salt Lake almost \$300. At the last meeting of the finance committee it was decided to take up \$14,000 worth of the school bonds of the issue that falls due Aug. 1, 1902, with the money now in the sinking fund. Upon investigation it was found that the \$14,000 worth could be bought at this time at the rate of \$1.025 on the dollar. Upon further investigation it was found that the whole issue falling due in August, 1902, \$46,000, could be bought at the rate of \$1.0187 on the dollar. Armittee of the board of education, has

sued yesterday by the secretary of state to the Summit Creek Irrigation & Canal company, which was reincory porated recently by 208 land owners

Apportionment Among Salt Lake County Districts. Superintendent Ashton yesterday made distribution of the state school fund ap-

rrict 31-Mill Creek
trict 32-Brighton
rrict 33-East Mill Creek
rrict 33-East Mill Creek
rrict 35-South Jordan
rrict 36-Mill Creek
rrict 36-Big Codtonwood
rrict 38-Taylorsville
rrict 30-Farmers Ward
rrict 40-Farmers Ward
rrict 40-Farmers Ward
rrict 41-Eingham
rrict 41-Bingham
rrict 41-Bingham
rrict 41-Granger
rrict 41-Granger
rrict 41-Granger
rrict 41-Granger
rrict 41-Granger
rrict 41-Granger District 4—Granger
District 4—Granger
District 59—North Point
District 59—Hunter
District 59—Hunter
District 59—Brighton
District 55—Brighton
District 59—Granger
District 51—Granger
District 61—Bluft Dale
District 64—South Taylorsville
District 65—Bingham
District 65—Crescent

Total ..... 34,515 60 Headache Saps Your Vitality and wrecks the brain. One dose of Sherman's Headache Cure will cure you. You swallow a pill, and the headache is gone. They cure neuralgia 25c. and 10c. a box. For sale by Godbe-Pitts Drug company, Salt Lake City. Utah.

Salt Lake Ice Co. The old reliable dealers in pure dis-tilled water and Park City ice. Tel. 43. "Red Wagons." J. C. LYNCH, Manager." ABSOLUTELY PURE

Makes the food more delicious and wholesome

NEGROES ASSIST THE POLICE STATE NEWS

No Trace of the Man Discovered-It Is Believed That He Has Left

the City.

THEY WANT TO CAPTURE MISS

SMITH'S ASSAILANT.

had seen a man of the description given by Miss Smith, but none of them thew any negro that fit the description except Thomas, who was arrested Monday night and taken before the girl, but was exonerated by her.

girl, but was exonerated by ner.
After the young lady declared him
to be innocent. Thomas assisted the
officets in their search for the negro,
declaring that he should be captured
and punished. All the negroes approached by the officers yesterday expressed themselves in the strongest proached by the efficers yesterday expressed themselves in the strongest terms against one of their race who would attempt such a crime, and offered to assist the officers all mey could in their attempt to locate the guilty man. guilty man.

Although the officers are of the opinion that the negro has left the city, they are leaving rothing undone that might lead to his detection and cap-

BOY BURGLAR.

Mr. Bamberger Saves the Taxpayers Young John Whitecotton Landed in the City Jail.

John Whitecotton, a boy well known in police circles, was arrested yesterday on a charge of breaking into a store in the rear of the Intermountain Milling company's place of business on State street. Sam Booth, the proprietor of the place, caught the lad in the act of seiling a cigar lighter which he had taken from the place, and turned him over to the police.

Mr. Booth uses the store in the rear of the milling company's place as a warehouse, in which he has a stock of notions stored, and, according to his statement, he has been missing things from the store for a week or more and on a charge of breaking into a store

caused trouble in the household of J. B. Buzzo last Saturday night. Mrs. Buzzo alleges that she was knocked down, and James Brown, whom she accused of doing it, is under arrest on a charge of assault and battery.

The trouble occurred at 5 Rose court, where the complainant resides. According to the allegations of the complaint, Brown, who is employed in the same work as Buzzo, has been staying at the latter's house of late, and last Saturday night went to the house and demanded a pair of blankets which he claimed were his. Mrs. Buzzo refused to let him have them. She maintained that they were the property of her husband and she had no right to let them go.

husband and she had no right to let them go.

She alleges that Brown flew into a fury and struck her, knocking her down, and then left the house.

Monday she swore to a complaint against Brown and he was placed under arrest yesterday. He declared that he had not even struck the woman, and said that he could not see any motive on her part for having him arrested.

In police court yesterday the case

rested.

In police court yesterday the case was called, but was postponed until today at the request of Brown, who wanted some more witnesses.

MR. BLOOD'S DEPARTURE. Popular Resident of Davis County

Goes on a Mission. Henry H. Blood of Kaysville eave this evening for England on a mission. Mr. Blood was a member of the Kaysyille city council until a week ago, when he resigned. He served two terms also as treasurer of Davis county, and during the session of the last legislature was minute clerk of the senate. In every capacity in which he has served he has shown marked ability and the sort of zear that always wins. In the business and social life of his home town, as well as of Davis county, he will be much missed during his absence from the state.

Penrose and Cronk Arraigned.

George Penrose and Ernest Cronk mission. Mr. Blood was a member of

George Penrose and Ernest Cronk George Penrose and Ernest Cronk, the two young men who, were discharged in Judge Nielsen's court a few days ago on a charge of resisting Deputy Sheriff Sloan and rearrested on two separate charges, were arraigned in Judge Smith's court yesterday. Penrose was charged with resisting an officer, and Cronk with interfering with an officer.

Attorney Ray Van Cott appeared for the young men and entered a plea of

the young men and entered a plea of not guilty for them. He also filed a demurrer to the complaint, and pleaded former acquittal and jeopardy. The time for the argument of the pleas and demurrer was set for next Friday at 2 p. m. Edwin Meyrick's Mother Dead.

Chief of Police Hilton received a telegram from Woodlawn Park, Ills., yesterday asking him to notify Elwin Meyrick of this city of the death of his mother in the former place. The chief made an effort yesterday to locate the machinist, but he was unable to do it. Dr. Sanford's Liver Invigorator. The best Liver Medicine. A Vegeta-ble Cure for Liver Ills, Elliousness, In-digestion, Constipation, Malaria.

PROVO PARAGRAPHS. Burial of Wood Wilson-Cases in Court.

(Special Correspondence.)

Provo, April 23.—Impressive funeral services were held this afterneon over the remains of Wood Wilson, who died yesterday morning. The services were held in the Third ward meeting house.

The, court-this morning continued the between Second and Third South, now occupied by the Fair, notion store; Anthony La Torres, the barber, and John H. Knickerbocker, the watchmaker and optician. The rental agreed supon is \$400 per month, or \$4,800 a year. This will make the rent for the ten years, the life of the lease, \$45,000, which will furnish some idea of the demand for good business rooms en Main street.

The entire front of the building is to be form out and the two froms thrown into one. The new firm expects upon the optimate of the least trace of the new firm expects upon the discovery to do with it.

TELEPHONE EXTENSIONS.

Work is Being Pushed on Many New Lines.

The Rocky Mountain Belt-Telephone company is pushing its extensions and improvements with vigor. The gang at improvements with vigor. The gang at twork on the direct line from Sait Lake to Stockton has been completed as gan and dittional line from Sait Lake to Stockton has been completed as gar as Gorgoza on the been finished as far as Gorgoza on the bear of the police believe that he police station Monday night is still at the description given has been completed as far as Gorgoza on the city and the police believe that the this of James Room and the case was submitted to the point at the far of James Recham and the case was submitted to the police believe that the policy James and the ci

The Boyle Furniture company com-menced civil suit against J. S. Jones et al. to recover the sum of 3579, claimed to be due on a promissory note.

NEPHI NOTES. Damage Suit For \$20,000 Filed-

Couple Will Marry. Nephi, April 23.-A damage suit was filed in the district court this morning by

filed in the district court this morning by Anton Peterson, against the Ajax Mining company to recover \$2,000.

The complaint charges negligence and carelessness on the part of the defendant company by which the plaintiff was injured for lite. The accident occurred last January, while Peterson was being lowered in the cage and was caused by the cage suddenly striking the chairs on the 100-fnot level, which permanently injured the plaintiff about the back and spine.

At 9 o'clock last night County Clerk Andrews was called out of his house and a horse and huggy stood in waiting. When asked what was wanted of him it was the same old story—a marriage license. The modest couple proved to be Hyrum Jensen, a widower, of Pravor, and Mrg. Edna Sparkes Goldsbrough of this cit. Both are well known in the respective cities, Mrs. Goldsbrough being the mother of two children. Mr. Jensen has no children Mr. Jensen has no children living. They will be married in the Salt Lake temple today and make Provo their future home.

(Special Correspondence.) (Special Correspondence.)

Kaysville, April 23.—Mrs. Fred Green, who has been sick for several months, passed away yesterday at 7 a. m. She leaves a husband and three young children, the youngest an infant. The deceased was a daughter of Mr. and Mrs. A. M. King. The tuneral services will be held tomorrow.

The case of Kaysville city vs. Thomas Croft for illegal liquor selling and allowing minors in his place of business, will come to trial before City Justice Barnes on Thursday. The accused has engaged a good attorney, and the fight will be a warm one.

Provo Burglar Sentenced.

(Special to The Herald.)

Provo, April 23.—The case of the state against James Meecham, charged with burglary, was concluded and went to the jury this afternoon. After being out a short time a verdict of guilty and a recommendation for mercy was returned. The prisoner was sentenced to one year in the penitentiary.

Affairs at Lehi. (Special Correspondence.)

Lem. April 23.—On Sunday afternoon
he wife of Isaac William Fox fell and
dislocated her arm at the elbow.

Tonight and Tomorrow Night and each day and night during this week you can get at any druggist's Kemp's Balsam for the Throat and Lungs, acknowledged to be the most successful remedy ever sold for Coughs, Croup, Bronchitis, Whooping Cough, Asthma and Consumption. Get a bottle today and keep it always in the house, so you can check your cold at once. Price, 25c. and 50c. Sample bettle free. For sale by Godbe-Pitts Drug company, Salt Lake City, Utah.

Nasal CATARRH In all its stages there should be cleanliness. HAY-FEVER (1) Ely's Cream Balm way a cold in the head

Cream Balm is placed into the nostrils, spread over the membrane and is absorbed. Relief is im mediate and a cure follows. It is not drying—does not produce sneezing. Large Size, 50 cents at Drug-gists or by mail; Trial Size, 10 cents by mail. ELY BROTHERS, 56 Warren Street, New York.

A VEXED QUESTION SETTLED. and effective than any kind. The newspaper is usually picked up by the father or mother, glanced over and thrown to mother, glanced over and thrown to mother to kindle the fire with, whereas the magazine is conped over hy anch member of the family, read and often reread, the centents carefully noted even to the advertising pages; it is then often loaned to the neighbor and finally when the next number is out it is laid on the shelf and kept until the end of the volume. Frequently being taken down for reference, and the advertising pages are again brought into view. This may be illustrated in almost any home in Utah or surrounding states with the Juvenile instructor, this popular magazine being found in nearly every home on account of its being the Sunday school Organ and having been organized over thirty-five years.

White Star Oil Co. 411 Auerbach Block.

Gentlemen: Reserve for me 10,000 shares of treasury stock of your company to apply on my contract for drilling wells.

Gustave Westphal,

Manager Utah Well Co.

Get in early. Ouick Returns.

Take small to go around.

ONLY 4,000

Remember-No other issue at any price.

> Send your application to, H. J. WALLACE,

> > Treasurer, Salt Lake.

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